

PETER C. HARVEY
Attorney General of New Jersey
Division of Law
124 Halsey Street
P. O. Box 45029
Newark, New Jersey 07102

FILED WITH THE BOARD
OF MORTUARY SCIENCE
ON February 24, 2004

By: Mary Kate Simmons
Deputy Attorney General
(973) 648-2972

CERTIFIED TRUE COPY

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MORTUARY SCIENCE

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

Paul D. Ferguson

License No. 23JP003746000

TO PRACTICE MORTUARY SCIENCE
IN THE STATE OF NEW JERSEY

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Administrative Action

CONSENT ORDER

This matter was most recently opened to the New Jersey State Board of Mortuary Science ("Board") by the issuance of three Uniform Penalty Letters ("UPL") from the Board, one dated July 9, 2003 (03-78) and two dated July 10, 2003 (03-76 & 77). The UPLs alleged that Respondent, Paul D. Ferguson, failed to list the name of the registered mortuary on the General Price List in violation of N.J.A.C. 13:36-9.7(a)1, failed to conspicuously display the title "manager" on a sign at or near the entrance of the establishment in violation of N.J.A.C. 13:36-5.1 (a), failed to include the registered name and place of the funeral provider's place of business on the Outer Burial Container Price List in

violation of N.J.A.C. 13:36-9.6 (b) (03-76); failed to conspicuously display the title "manager" on a sign at or near the entrance of the establishment in violation of N.J.A.C. 13:36-5.1 (a), failed to maintain the Preneed files in a single identifiable location in violation of N.J.A.C. 13:36-11.16(d) (03-77); failed to provide eye wash equipment in the preparation room in violation of N.J.A.C. 13:36-5.6(a)10, failed to maintain the Preneed files in a single identifiable location in violation of N.J.A.C. 13:36-11.16(d), failed to include the effective date and name of the registered mortuary on the Casket Price List and the Outer Burial Container Price List in violation of N.J.A.C. 13:36-9.6 (a), N.J.A.C. 13:36-9.5 (a), N.J.A.C. 13:36-9.6 (b), N.J.A.C. 13:36-9.5 (b) (03-78).

Respondent admits that his actions: failing to list the name of the registered mortuary on the General Price List in at the F. John Ramsey Funeral Home (03-76) and failing to provide eye wash equipment in the preparation room at the Ferguson Funeral Home (03-78), constitute violations of N.J.A.C. 13:36-9.7(a)1 and N.J.A.C. 13:36-5.6(a)10.

The parties having consented to the entry of this Order as a resolution of this matter without the necessity of formal administrative proceeding available to the Board, and the Board finding the within Order to be adequately protective of the public interest;

THURSDAY 10/1/03

FEB 1 2004

IT IS on this 24th day of February 2004

ORDERED:

1. Respondent Paul D. Ferguson shall cease and desist from utilizing a general price list that does not conform with the New Jersey Board of Mortuary Science regulations, specifically N.J.A.C. 13:36-9.7(a) 1 and provide eye wash equipment in accordance with N.J.A.C. 13:36-5.6(a)10;

2. Respondent shall pay a civil penalty in the amount of \$600.00 by certified check or money order payable to the State of New Jersey and sent to the attention of the William Mandeville, Executive Director, Board of Mortuary Science, 124 Halsey Street, 6th Floor, Newark, New Jersey 07101. The payment shall be made in full within ten days from the date of the entry of this Order.

STATE BOARD OF MORTUARY SCIENCE

By Marius R. Lombardi 24 Feb 04
President

I have read the above Consent
Order and I understand its terms.
I agree to be bound by the Consent
Order and I consent to its entry
by the State Board of Mortuary Science.

Paul D. Ferguson
Paul D. Ferguson

RECEIVED
FEB 11 2004